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19 **UNITED STATES DISTRICT COURT**  
20  
21 **NORTHERN DISTRICT OF CALIFORNIA**

22  
23 DEMETRIC DI-AZ, OWEN DIAZ, and  
24 LAMAR PATTERSON,

25 Plaintiffs,

26 v.

27 TESLA, INC. dba TESLA MOTORS, INC.;  
28 CITISTAFF SOLUTIONS, INC.; WEST  
VALLEY STAFFING GROUP;  
CHARTWELL STAFFING SERVICES, INC.;  
and DOES 1-50, inclusive,

29 Defendants.

30 Case No. 3:17-cv-06748-WHO

31  
32 **PLAINTIFF'S NOTICE OF REJECTION**  
33 **OF REMITTITUR**

34 Judge: Hon. William H. Orrick

1 On October 4, 2021, a federal jury awarded Plaintiff Owen Diaz \$4.5 million in past non-  
2 economic damages, \$2.4 million in future non-economic damages, and \$130 million in punitive  
3 damages, for a total jury verdict of \$136.9 million. (Dkt. No. 301) On November 16, 2021,  
4 Defendant Tesla, Inc. filed a motion seeking judgement as a matter of law or, in the alternative, a  
5 new trial. (Dkt. No. 317) On April 13, 2022, this Court conditionally denied Defendant's motion  
6 for new trial, based on Plaintiff Owen Diaz's acceptance of "a remittitur to \$1.5 million in  
7 compensatory damages and \$13.5 million in punitive damages." (Dkt. No. 328 at 43:14-15) The  
8 Court subsequently ordered Plaintiff to file a notice stating whether he would accept or reject the  
9 remittitur no later than June 21, 2022. (Dkt. No. 346 at 6:6-8)

10 Plaintiff hereby provides notice that he **REJECTS** the remittitur.

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13 Alexander Morrison + Fehr LLP  
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15  
16 Dated: June 21, 2022

17 \_\_\_\_\_/s/ Cimone A. Nunley\_\_\_\_\_

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